

# **State Monuments Act**

**2019 H.B. 14**

## **OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL**

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Natural Resources, Agriculture, and Environment Interim Committee

September 15, 2020



# State Monuments Act - § 79-4-1202

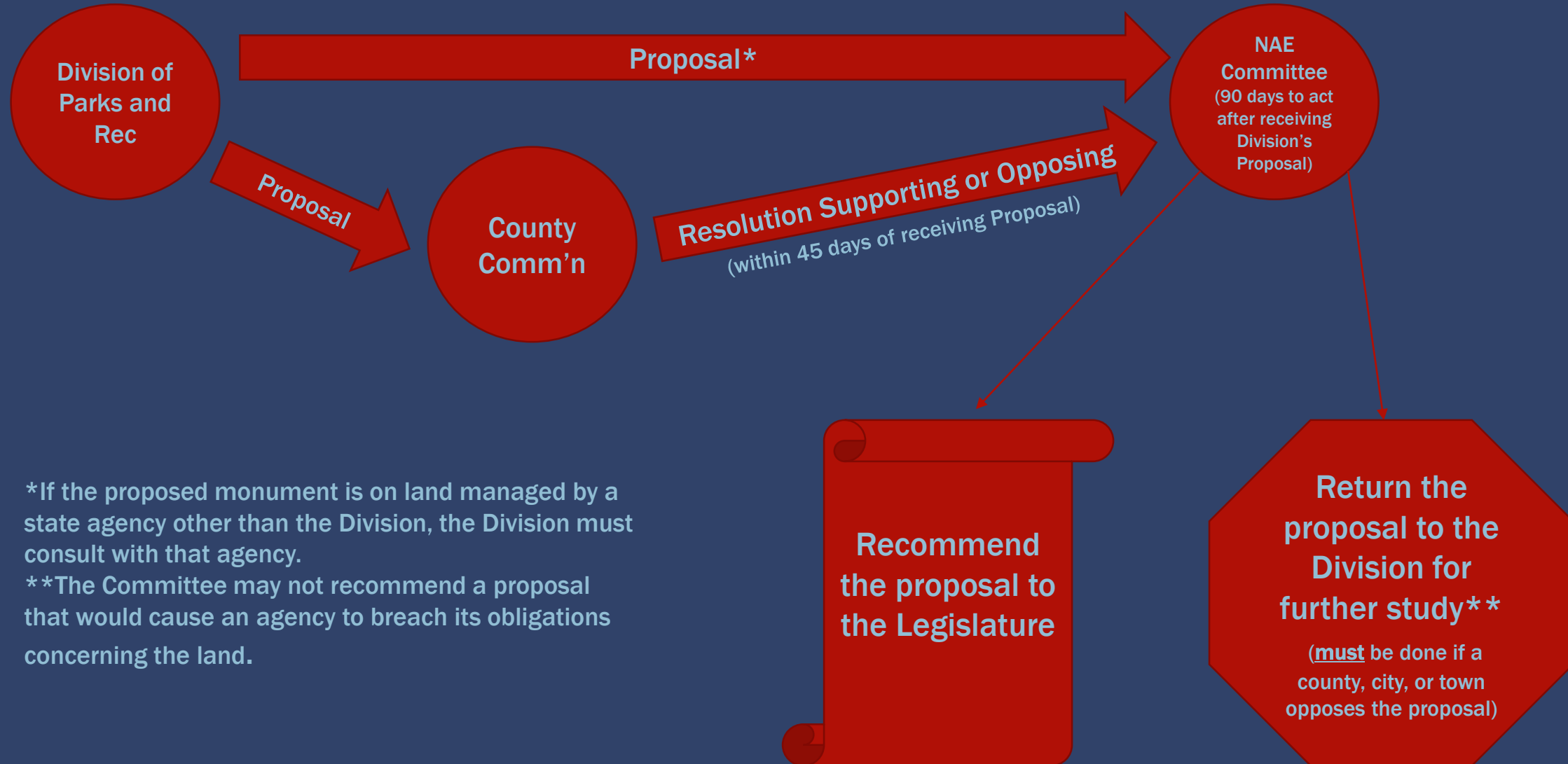
- **A state monument is:**
  - Land owned or managed by the state;
  - Designated by the state for preservation of:
    - A historic landmark;
    - Historic or prehistoric structure;
    - Geologic formation;
    - Cultural site; or
    - Archeological resource; and
  - Confined to the smallest area compatible with proper care and management of the landmark, structure, formation, site, or resource to be protected.



# State Monuments Act - § 79-4-1203

- **The Division of Parks and Recreation shall:**
  - Periodically evaluate state property for potential designation as a state monument;
  - Report the results of the evaluation to the NRE Interim Committee or the House or Senate NRE Standing Committees; and
  - Make rules for the administration of a state monument.
- **The Division of Parks and Recreation may:**
  - Evaluate private and federal land with the potential to be purchased by, transferred to, or leased to, the state for potential designation as a state monument; and
  - Negotiate with the relevant federal agency or private entity to pursue the transfer, sale, or lease of land for the proposed monument, as appropriations allow.

# State Monuments Act - § 79-4-1205

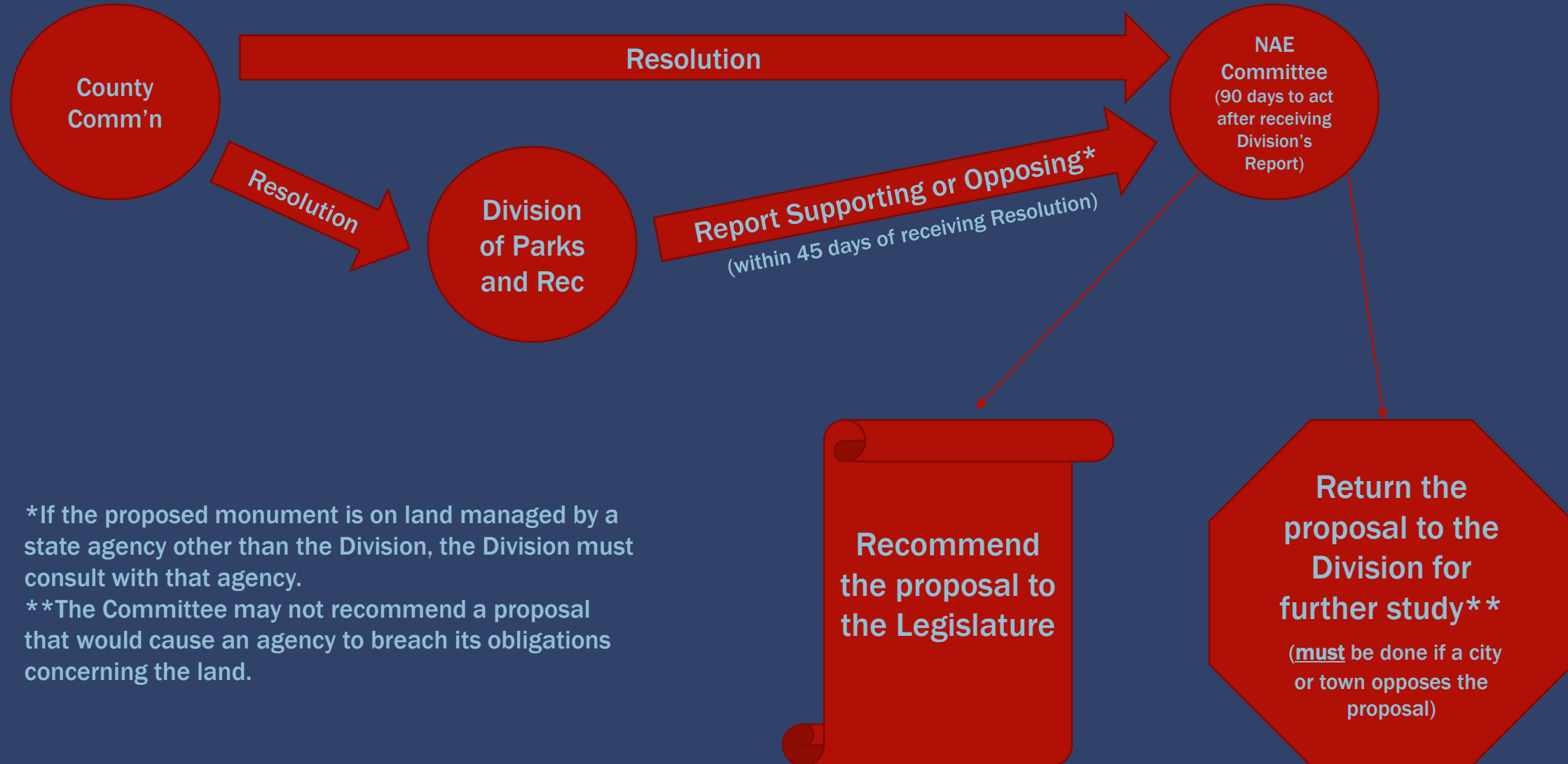




# **State Monuments Act - § 79-4-1204**

- **A county may evaluate the land within the county's jurisdictional boundaries to determine if a parcel is appropriate for state monument designation.**

# State Monuments Act - § 79-4-1205



\*If the proposed monument is on land managed by a state agency other than the Division, the Division must consult with that agency.

\*\*The Committee may not recommend a proposal that would cause an agency to breach its obligations concerning the land.



# **State Monuments Act - § 79-4-1206**

- **A state monument is created by the approval of the Legislature and the governor through concurrent resolution.**
- **Examples:**
  - Old Iron Town State Monument – 2020 S.C.R. 001
  - Danger Cave State Monument – 2020 H.C.R. 002



# **State Monuments Act - § 79-4-1207**

- **When a monument is created, the Board of Parks and Recreation shall appoint a management committee to assist the Division in making rules for the monument or creating a management plan to govern the monument.**
- **Management committee shall include at least one county elected official, one resident from each county covered by the monument, and one legislator whose district covers the monument.**





# **State Monuments Act - § 79-4-1208**

- **The Division of Parks and Recreation may be responsible for managing state monuments, or it may contract with another organization, agency, or entity for management services.**



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